

ORIGINAL
 IN THE UNITED STATES DISTRICT COURT
 FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

58
 FILED
 HARRISBURG, PA

10/18/02
 ACT 18, 2002

JACK MARRONE, KAREN MARRONE, :
 both individually and in their capacity as
 parents and guardians for
 VIDA MARRONE, a minor, and
 MATTHEW MARRONE

Plaintiffs

: CIVIL ACTION - LAW

MARY E. D'ANDREA, CLERK
 Per _____
 Deputy Clerk

v. : CASE NO.: 1:CV-01-0773

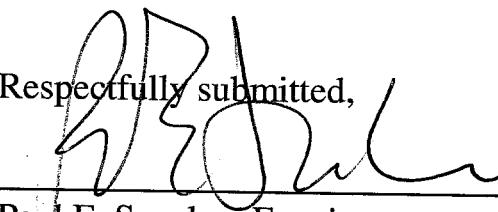
ALLSTATE INSURANCE COMPANY, : JURY TRIAL DEMANDED
 LINDA M. EDLEMAN, FRED SCHAFER, :
 MT. GRETNNA REALTY, and : (JUDGE KANE)
 HOUSEMASTER :
 Defendants

MOTION FOR SUMMARY JUDGMENT
OF DEFENDANT HOUSEMASTER

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Defendant HouseMaster respectfully moves this Court to enter summary judgment in its favor and against Plaintiffs on Counts VIII though XI of the Amended Complaint and on Plaintiffs' requests for personal injury damages in those counts. In support of the Motion, Defendant HouseMaster asserts that, based upon the pleadings, depositions and record in this case, there is no genuine issue of material fact and HouseMaster is entitled to judgment as a matter of law.

WHEREFORE, Defendant HouseMaster respectfully requests that this Court enter summary judgment in its favor and against Plaintiffs dismissing Counts VIII though XI of Plaintiffs' Amended Complaint and Plaintiffs' requests for personal injury damages in those counts.

Respectfully submitted,


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Attorneys for Defendant HouseMaster

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ALLSTATE INSURANCE COMPANY,	:
LINDA M. EDLEMAN, FRED SCHAFER,	:
MT. GRETNNA REALTY, and	: (JUDGE KANE)
HOUSEMASTER	:
Defendants	:

CERTIFICATE OF CONCURRENCE/NONCONCURRENCE

I, Paul E. Scanlan, Esquire, counsel for Defendant HouseMaster, hereby certify that concurrence in HouseMaster's Motion for Summary Judgment on Counts VIII though XI of the Amended Complaint and Plaintiffs' claims for personal injury damages was sought from counsel for Plaintiffs and Co-Defendants' counsel on October 14, 2002. Counsel for the Plaintiffs, Allstate, and Fred Schaeffer and Mt. Gretna Realty stated that they could not concur or nonconcur in the Motion without first reviewing it. Counsel for Linda Edleman

concurs in the Motion.



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October 18, 2002

CERTIFICATE OF SERVICE

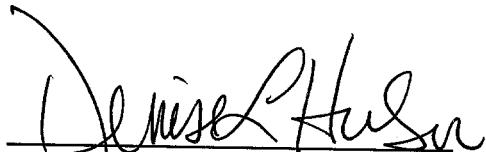
AND NOW, this 18th day of October, 2002, I, Denise L. Huber, an employee of Duane Morris LLP, hereby certify that I have served a copy of the Defendant HouseMaster's Motion for Summary Judgment on the following by depositing a true and correct copy of the same in the U.S. Mail at Harrisburg, Pennsylvania, postage prepaid, addressed to:

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By: 
Denise L. Huber